

United States District Court

SEP 30 2019

SOUTHERN

DISTRICT OF
MCALLEN DIVISION

TEXAS

David J. Bradley, Clerk

UNITED STATES OF AMERICA

V.

CRIMINAL COMPLAINT

Juan Bernardo Rodriguez-Montero

Case Number: M-19-2338 -M

IAE YOB: 1984

Mexico

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about September 28, 2019 in Hidalgo County, in

the Southern District of Texas
(Track Statutory Language of Offense)

being then and there an alien who had previously been deported from the United States to Mexico in pursuance of law, and thereafter was found near Penitas, Texas, within the Southern District of Texas, the Attorney General of the United States and/or the Secretary of Homeland Security, not theretofore having consented to a reapplication by the defendant for admission into the United States;

in violation of Title 8 United States Code, Section(s) 1326 (Felony)
I further state that I am a(n) Border Patrol Agent and that this complaint is based on the following facts:

Juan Bernardo Rodriguez-Montero was encountered by Border Patrol Agents near Penitas, Texas on September 28, 2019. The investigating agent established that the defendant was an undocumented alien and requested record checks. The defendant claims to have illegally entered the United States on September 28, 2019, near Hidalgo, Texas. Record checks revealed the defendant was formally deported/excluded from the United States on May 15, 2012 through San Ysidro, California. Prior to deportation/exclusion the defendant was instructed not to return to the United States without permission from the U.S. Attorney General and/or the Secretary of Homeland Security. On March 11, 2005, the defendant was convicted of Assault and sentenced to two (2) years supervised release term.

*approved by Scott V. Greenbaum, ALUSA
SVAH 9/30/19*

Continued on the attached sheet and made a part of this complaint:

☐ Yes ☒ No

September 30, 2019

3:08 pm

Signature of Complainant

Carlos A. Sanchez Border Patrol Agent

Peter E. Ormsby, U.S. Magistrate Judge
Name and Title of Judicial Officer

Signature of Judicial Officer